

PATENT

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CERTIFICATE OF MAILING

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Date: July 26, 2004

Rebecca A. Bellas
Rebecca A. Bellas



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Applicant: Cartlidge, et al.

Examiner: Unknown

Serial No: 10/758,579

Art Unit: 2613

Filing Date: January 15, 2004

Title: IMAGING SYSTEM AND METHODOLOGY

**Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450**

**PETITION UNDER 37 CFR 1.53(E) IN RESPONSE TO NOTICE OF OMITTED ITEM(S) IN
A NONPROVISIONAL APPLICATION**

Dear Sir:

A Notice of Omitted Item(s) in a NonProvisional Application was mail on July 22, 2004 (a copy of which is attached hereto). The Notice indicates that "Figure 5 described in the specification" appears to have been omitted from the application.

MPEP §601.01(g) provides, in pertinent part:

The mailing of a "Notice of Omitted Item(s)" will permit the applicant to either: (1) promptly establish prior receipt in the USPTO of the drawing(s) at issue (generally by way of a date-stamped postcard receipt (MPEP §503)); ... An applicant asserting that the drawing(s) were in fact deposited with the USPTO with the application papers must, within 2 months

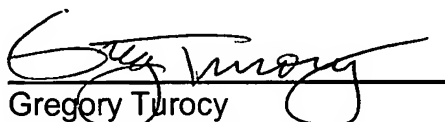
from the date of the "notice of Omitted Item(s)," file a petition under 37 CFR 1.53(e) with the petition fee set forth in 37 CFR 1.17(h), along with evidence of such deposit (37 CFR 1.181(f)). The petition fee will be refunded if it is determined that the drawing(s) was in fact received by the USPTO with the application papers deposited on filing.

In response to the Notice, pursuant to 37 CFR 1.53(e), Applicants' representative submits the date-stamped postcard receipt from the USPTO indicating that "26 Sheets of Drawings" were received by the USPTO. A courtesy copy of 26 Sheets of drawings (Figs. 1-26) are attached as a courtesy to the Examiner.

The Commissioner is authorized to charge the petition fee of \$130.00 in accordance with 37 C.F.R. §1.17(h) to Deposit Account No. 50-1063. Applicants' representative further respectfully requests that the petition fee be refunded in light of the foregoing.

If any additional fees are required in connection with this document, the Commissioner is authorized to charge them to the above-noted Deposit Account number.

Respectfully submitted,
AMIN & TUROCY, LLP


Gregory Turocy
Reg. No. 36,952

AMIN & TUROCY, LLP
24TH Floor, National City Center
1900 E. 9TH Street
Cleveland, Ohio 44114
Telephone: (216) 696-8730
Facsimile: (216) 696-8731